

0240 1/2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of

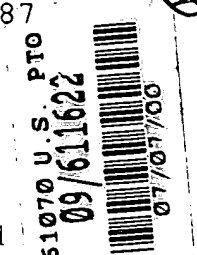
David T. Meckenstock et al.

Serial No: not assigned 09/611,622 Group Art Unit: not assigned

Filed: 07/07/2000

Examiner: not assigned

For: SYSTEM AND METHOD FOR PROGRAMMING POINT OF SALE DEVICES

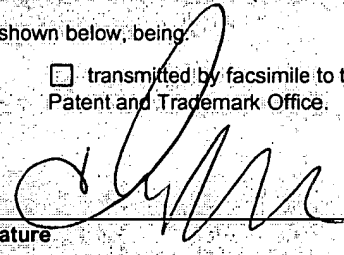


CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.10)

I hereby certify that this correspondence is, on the date shown below, being:

☒ deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 and addressed to the Assistant Commissioner of Patents, Box Patent Application, Washington, DC 20231 "Express Mail" Label No. TB860680964US

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature: 

Date: 7/7/00

Chris J. Rourke  
(type or print name of person certifying)

RECEIVED  
JUL 14 2000  
OPE/JCNS

Assistant Commissioner  
for Patents  
BOX PATENT APPLICATION  
Washington, D.C. 20231

Sir:

PETITION UNDER 37 C.F.R. § 1.47

Applicants hereby requests that the oath and declaration for the above application, filed herewith, be accepted without the signature of co-inventor Gregorio (nmi) Colon. Mr. Colon either refuses to join in the application or cannot be found after a diligent effort.

In particular, a copy of the application, oath and declaration, and assignment for the above application were sent on May 2, 2000 to Mr. Colon's last known address at 205 Jennifer Lane, Arlington, Texas, 76006. A copy of the Federal Express receipt is enclosed as Exhibit 1 of this petition. At least five (5) attempts were made to contact Mr. Colon at his residence telephone number, (817) 472-9782, and at a work telephone number, (214) 765-3708. He has not returned any calls to his home telephone number. I was informed by the employer at his work telephone number that he was no longer employed, and that they would not release any additional information as a matter of

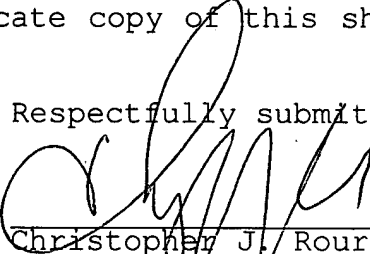
07/14/2000 SDUDNG 00000044 09611622 130.00 0P 01 FC:122

company policy. Based upon these facts, it is concluded that Mr. Colon is either unavailable, or is refusing to sign the oath and declaration.

A check for the fee set forth in § 1.17(i) in the amount of \$130.00 is included herewith. The Commissioner of Patents and Trademarks is hereby authorized to charge any fee deficiency or to credit any fee overpayment relating to this matter to Deposit Account No. 01-0657. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: 7/7/00

  
\_\_\_\_\_  
Christopher J. Rourke  
Registration No. 39,348  
Attorney for Applicant

Akin, Gump, Strauss, Hauer & Feld, L.L.P.  
P.O. Box 688  
Dallas, TX 75313-0688  
(214) 969-2800  
367402